

UNITED STATES DISTRICT COURT

for the

Middle District of Georgia

United States of America

v.

Sonia Montoya-Guzman

Date of Original Judgment: 08/04/2020

Date of Previous Amended Judgment: N/A

(Use Date of Last Amended Judgment if Any)

Case No: 5:19-CR-00063-001 (MTT)

USM No: 01390-120

Jessica Lee

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2) (Amendment 821)**

Upon motion of ☐ the Defendant ☐ the Director of the Bureau of Prisons ☒ the Court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by Amendment 821 to the *United States Sentencing Guidelines*, and having considered such motion, and taking into account the Policy Statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 87 months is reduced to TIME SERVED.

(Complete Parts I and II of Page 2 when motion is granted)

Montoya-Guzman, who is not a citizen of the United States and was not lawfully in the country at the time of her arrest, was sentenced on July 30, 2020, to 87 months imprisonment based upon a Criminal History Category I and Total Offense Level of 29, which yielded a guideline range of 87 to 108 months. However, based upon [retroactive] Amendment 821, Part B to the *United States Sentencing Guidelines*, defendants with no criminal history points qualify for a two-level decrease, pursuant to USSG §4C1.1(a) (Certain Zero-Point Offenders). If granted by the Court, Montoya-Guzman's Total Offense Level would become 27 and her advisory guideline range would be 70 to 87 months. The government agrees that Montoya-Guzman, who has no criminal history points, is eligible for relief and recommends a sentence at the bottom of the new range. A comparable sentence at the bottom of the amended guideline range, or 70 months, would result in a new sentence of TIME SERVED, effective February 1, 2024.

Except as otherwise provided, all provisions of the judgment dated 08/04/2020 shall remain in effect.

IT IS SO ORDERED.

Order Date: 1/19/2024

S/ Marc T. Treadwell

Judge's signature

Effective Date: 02/01/2024

(if different from order date)

Marc T. Treadwell, Chief U.S. District Judge

Printed name and title